Monte J. White & Associates, P.C. Monte J. White 1106 Brook Ave., Hamilton Place Wichita Falls, TX 76301 (940)723-0099 (940)723-0096 fax

### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS WICHITA FALLS DIVISION

IN RE: \$ Marcus Eliot Scott \$ CASE NO.: 10-70261-HdH-13

Debtor

# DEBTOR(S) CERTIFICATION AND MOTION FOR ENTRY OF CHAPTER 13 DISCHARGE PURSUANT TO 11 U.S.C. § 1328(a)

The Debtor(s) move for entry of discharge under 11 U. S. C. § 1328(a) of the Bankruptcy Code.

- 1. By signing below, the Debtor(s) certify under penalty of perjury under the laws of the United States of America that the following statements are true and correct:
  - A. I have completed the personal financial management instructional course from an agency approved by the United States Trustee. A copy of Official Form 23 is attached as Exhibit 1.
  - B. If I owe a debt arising from (a) any violation of any state or federal securities laws, regulations or orders; (b) fraud, deceit or manipulation in a fiduciary capacity or in connection with the purchase or sale of any security; (c) a civil remedy under § 1964 of title 18; or (d) a criminal act, intentional tort, or willful or reckless misconduct that caused serious physical injury or death to another individual in the preceding five years, then I have not claimed an exemption for my residence in an amount in excess of \$125,000.
  - C. All amounts payable by me on a domestic support obligation, that are due through this date (including amounts due before the petition was filed in this case, but only to the extent provided for by the plan) have been paid.
  - D. I have not received a discharge in a case filed under chapter 7, 11, or 12 of the Bankruptcy Code during the four-year period before the date that my petition was filed in this case.
  - E. I have not received a discharge in a case filed under chapter 13 of the Bankruptcy Code during the two-year period before the date that my petition was filed in this case.
  - F. No criminal proceeding is pending against me alleging that I am guilty of a felony.
  - G. No civil case is pending against me alleging that I am liable for any (a) violation of the Federal securities laws, and State securities law, or any regulation or order issued under Federal securities laws or State securities laws; (b) fraud, deceit or manipulation in a fiduciary capacity or in connection with the purchase or sale of any security; (c) civil remedy under § 1964 of title 18; or (d) criminal act, intentional tort, or willful or reckless misconduct that caused serious physical injury or death to another individual in the preceding five years.

2. I have made all payments required by my confirmed chapter 13 plan.

W Janua Zust Scoth /s/Marcus Eliot Scott
Debtor

/s/Monte J. White

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#### **NOTICE**

UNLESS A RESPONSE IS FILED WITH THE CLERK OF THE UNITED STATES BANKRUPTCY COURT BEFORE CLOSE OF BUSINESS TWENTY (20) DAYS FROM THE DATE OF SERVICE HEREOF, A HEARING MAY NOT BE CONDUCTED.

ANY RESPONSE MUST BE FILED WITH THE CLERK, AND A COPY MUST BE SERVED UPON COUNSEL FOR THE MOVING PARTY PRIOR TO THE DATE AND TIME SET FORTH HEREIN. IF A RESPONSE IS FILED, A HEARING WILL BE HELD WITH NOTICE TO (1) ANY PERSON TO WHOM A DEBTOR HAS BEEN ORDER TO PAY SUPPORT (EITHER SPOUSAL SUPPORT OR CHILD SUPPORT), (2) THE CHAPTER 13 TRUSTEE, (3) THE UNITED STATES TRUSTEE, AND (4) ALL CREDITORS.

IF NO RESPONSE IS TIMELY FILED, THE RELIEF REQUESTED SHALL BE DEEMED TO BE UNOPPOSED, AND THE COURT MAY ENTER AN ORDER GRANTING THE RELIEF SOUGHT.

#### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on March 4, 2014, a true and correct copy of the foregoing was served on all parties in interest listed on the attached matrix.

/s/Monte J. White Atterney for Debtor(s)

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Kell Auto Sales, Inc. dba Kell Auto Sales

Label Matrix for local noticing 0539-7 Case 10-70261-hdh13 Northern District of Texas Wichita Falls Mon Mar 24 12:46:55 CDT 2014 1100 Commerce Street Room 1254 Dallas, TX 75242-1305

American National Bank 2732 Midwestern Pkwy Wichita Falls, TX 76308-2904

Wichita Falls, TX 76301-5156

Room 976
Dallas, TX 75242-0996
Americredit

Arlington, TX 76096-1145

Po Box 181145

United States Trustee

1100 Commerce Street

Ascent Card Services LLC Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587

Christina Scott 206 West Worth Byers, TX 76357

1610 Kell Blvd

Clay CAD c/o Sherrel K. Knighton Linebarger Goggan Blair & Sampson, LLP 2323 Bryan Street Suite 1600 Dallas, TX 75201-2637

Clay County
Tax Assessor Collector
A.G. Reis RPA, RTA, CTA
P.O. Box 108
Henrietta, Texas 76365-0108

Collection 15 Union St Lawrence, MA 01840-1866 Continental Attn: Recovery PO Box 1566 Manitowoc, WI 54221-1566

Credit Systems Intl In 1277 Country Club Ln Fort Worth, TX 76112-2304 Douglas G. Cheney 1007 Easy Street Burkburnett, TX 76354-2620 ER Solutions PO Box 9004 Renton, WA 98057-9004

Executive Services-Clin 1200 Austin St Wichita Falls, TX 76301-4623

Fst Premier 601 S Minnesota Ave Sioux Falls, SD 57104-4824 (p) INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 7346 PHILADELPHIA PA 19101-7346

Jefferson Capital Syst 16 Mcleland Rd Saint Cloud, MN 56303-2160 Jefferson Capital Systems LLC PO BOX 7999 SAINT CLOUD MN 56302-7999 Kell Auto Sales 1610 Kell Blvd Wichita Falls, TX 76301-5156

Monte J. White & Associates 1106 Brook Ave Wichita Falls TX 76301-5009 PRA Receivables Management, LLC As Agent Of Portfolio Recovery Assocs. c/o Americredit Financial Services,inc. POB 41067 Norfolk VA 23541-1067 Palisad Coll-Drive Financial Attention: Banktruptcy Department PO Box 1244 Englewood Cliffs, NJ 07632-0244

Palisades Collections, LLC Vativ Recovery Solutions LLC As Agent For Palisades Collections, LLC PO Box 19249 Sugar Land TX 77496-9249 Portfolio Rc-Americredit Attn: Bankruptcy PO Box 41067 Norfolk, VA 23541-1067 Premier Bankcard/ Charter P.O. Box 2208 Vacaville, CA 95696-8208

Rwds660-dsb 211 N Main Blunt, SD 57522

SFC Central Bankruptcy PO Box 1893 Spartanburg, SC 29304-1893 Service Loans 2605 5th Street, Suite H Wichita Falls, TX 76301-1900

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(p) SPRINT NEXTEL CORRESPONDENCE ATTN BANKRUPTCY DEPT PO BOX 7949 OVERLAND PARK KS 66207-0949

Sun Loan Company 3146 5th St Ste H Wichita Falls, TX 76301-1827 (p) TXU ENERGY RETAIL COMPANY LP CO BANKRUPTCY DEPARTMENT PO BOX 650393 DALLAS TX 75265-0393

Verizon Wireless PO Box 3397 Bloomington, IL 61702-3397

Marcus Eliot Scott 206 West Worth Byers, TX 76357 Monte J. White Monte J. White & Associates, P.C. 1106 Brook Avenue Hamilton Place Wichita Falls, TX 76301-5009

Walter 12,13 OCheskey 6308 Iola Avenue Lubbock, TX 79424-2735

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

IRS Special Procedures 1100 Commerce St., Room 951 Mail Stop 5029 DAL Dallas, TX 75246

Sprint Nextel Correspondence Attn: bankruptcy dept PO Box 7949 Overland Park, KS 66207-0949 (d)Sprint Nextel Distribution Attn: bankruptcy dept PO Box 3326 Englewood, CO 80155-3326

Txu Energy 200 W John Carpenter Fwy Irving, TX 75039

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) Clay CAD

(d)Douglas G. Cheney 1007 Easy Street Burkburnett, TX 76354-2620 End of Label Matrix
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